



10:00 AM, May 23, 2000 (Updated As Necessary)

Summary of Amendments Made in Order Under the Rule to H.R. 1 - No Child Left Behind Act of 2001

NOTE: RSC comments are based on staff discussion with various offices. In no way do they represent a formal RSC position.

Hoekstra: Increases the 50 percent transferability cap for local educational agencies to 75 percent upon approval from the state. (See RSC Handout "Straight A's vs. Local Transferability" for more information about the transferability provisions in the current bill.) (20 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Family Research Council – Supports

American Association of Christian Schools – Supports

Traditional Values Coalition – Supports

Concerned Women for America – Supports

People Advancing Christian Education – Supports

Home School Legal Defense Association – Supports

Focus on the Family -- Supports

Meek: Amends Rep. Osborne's new Mentoring Program so that both adults and qualified, trained and motivated high school students can be mentors. (10 minutes)

Chairman Boehner – Supports

RSC – Some RSC Members May Support (slightly expands local flexibility)

Rogers (MI): Requires the Secretary of Education to promote state-sponsored college savings plans. (10 minutes)

Chairman Boehner – Supports

RSC – No Known Opposition

Norwood/Barr/Graves: Authorizes school personnel to discipline a student with a disability who has a weapon, knowingly possesses or uses illegal drugs or sells or solicits the sale of a controlled substance, or commits aggravated assault or battery at a school in the same manner as they would discipline a non-disabled student who has committed the same offense, including suspension or expulsion. A disabled child who is disciplined under this amendment would be able to assert a defense that the possession of a weapon, or possession or use of illegal drugs, or sale or solicitation of a controlled substance, was

unintentional or innocent. (A similar amendment passed the House in the 106th Congress by a vote of 300-128 – Roll Call # 227) (20 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Concerned Women for America -- Supports

Graham/Tiahrt: "Parental Freedom of Information" amendment prohibits funding for any educational entity that

- 1) denies parents the right to inspect and review instructional materials and surveys (does not include academic tests or assessments),
- 2) fails to require informed written parental consent prior to any student being required to undergo non-emergency medical, mental health examination, testing or treatment while at school, and
- 3) fails to require informed written parental consent prior to any student being required to take any survey, analysis or evaluation that reveals personal information or seeks responses on material inappropriate for children (includes sex behavior, political affiliation, and religious practices). (20 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Eagle Forum – Supports

Christian Coalition – Supports

Family Research Council – Supports

American Association of Christian Schools – Supports

Traditional Values Coalition – Supports

Concerned Women for America – Supports

People Advancing Christian Education – Supports

Focus on the Family -- Supports

Armey/Boehner/DeLay: Restores the private school choice language originally included in H.R. 1 as introduced, including:

- 1) Authorizing private school choice for students who have attended low-performing schools for 3 years (Students attending a private school must still complete the required annual reading and math tests in grades 3-8 and at least once during grades 10-12. Students may only attend a private school until they complete the grade corresponding to the highest grade offered at the public school the child previously attended.);
- 2) Authorizing private school choice as a local use of funds under Title IV block grants; and
- 3) Authorizing private school choice for students attending unsafe schools or for students who have been victims of crime. (40 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Eagle Forum – Supports

Christian Coalition – Supports

Family Research Council – Supports

American Association of Christian Schools – Supports

Traditional Values Coalition – Supports

Concerned Women for America – Supports
People Advancing Christian Education – Supports
Focus on the Family -- Supports

Armey/DeLay/Watts/Lipinski: Authorizes \$50 million in FY 2002 and such sums as may be necessary for the next four years to make up to 5 grants for school choice demonstration projects involving public and private schools. Individual tuition assistance is limited to public school students who qualify for a free or reduced lunch and individual tuition assistance is capped at \$5,000. The amendment requires the establishment of an independent review panel. (20 minutes)

Chairman Boehner – Supports
RSC – Most if Not All RSC Members Will Likely Support
Christian Coalition – Supports
Family Research Council – Supports
American Association of Christian Schools – Supports
Traditional Values Coalition – Supports
Concerned Women for America – Supports
Union of Orthodox Jewish Congregations of America – Supports
People Advancing Christian Education – Supports
Focus on the Family -- Supports

Akin: Adds that the testing required in Section 1111(b)(4) be a test of objective knowledge, based on measurable, verifiable and widely accepted professional testing and assessment standards, and shall not assess the personal opinions, attitudes, or beliefs of the student being tested. (10 minutes)

Chairman Boehner – Does Not Oppose
RSC – Most if Not All RSC Members Will Likely Support
Eagle Forum – Supports
Christian Coalition – Supports
Family Research Council – Supports
American Association of Christian Schools – Supports
Traditional Values Coalition – Supports
Concerned Women for America – Supports
People Advancing Christian Education – Supports
Home School Legal Defense Association – Supports
Focus on the Family -- Supports

Stearns: Requires that the state educational agencies report to the Department of Education, those schools that are in the process of school improvement and indicate the specific category of status: school improvement, corrective action or reconstruction. (10 minutes)

Chairman Boehner – Supports
RSC – Many RSC Members Will Likely Support

Traficant: Expresses the Sense of the Congress that all construction related activities resulting from funding authorized under the Act shall use American-made steel and that

all purchasing shall comply with the requirements of the Buy America Act. Requires that all recipients of assistance under the Act be notified of the Sense of Congress Provision. (10 minutes)

Chairman Boehner – Does Not Oppose

RSC – Many RSC Members Will Likely Support

Brady (TX): Provides that no educator, administrator, or school board member shall be liable (includes specific prohibition on punitive damages) for harm caused by an act or omission in disciplining a student(s) provided that the teacher is acting within the scope of his duties and the actions are in conformity with applicable law. The amendment preempts state law unless state law provides additional protection. States may opt-out of the provisions of the amendment by passing a statute that contains no other provisions except a declaration that the State opts-out. A similar amendment passed the House last year by a vote of 300 to 126 – Roll Call 229. (20 minutes)

Chairman Boehner – Supports

RSC – Some RSC Members May Oppose Because of the State Preemption, Others Are Likely to Support

Concerned Women for America – Supports

Home School Legal Defense Association – OPPOSES (federalism concerns)

Mink: Requires that schools identified for improvement establish a program of mentoring for teachers with 3 years or less experience. (10 minutes)

Chairman Boehner – Does Not Oppose

RSC – Some RSC Members May Oppose (further mandate on local schools)

Wamp/Etheridge: Increases the authorization for character education from \$25 million to \$50 million for fiscal year 2002 and such sums as may be necessary for each of fiscal years 2003 through 2006. In FY 2001, funding totaled \$9.3 million. (10 minutes)

Chairman Boehner – Supports

RSC – Some RSC Members May Oppose (additional spending)

DeMint: -- **WILL NOT BE OFFERED** -- Allows 7 state educational agencies (SEAs) and 25 local educational agencies (LEAs) to participate in a Straight A's program under which they would be granted flexibility from federal rules, regulations, and funding allocations in exchange for demonstrating improvement in excess of the adequate yearly progress otherwise required. Specifically, the amendment would:

- 1) Allow states to combine funds from federal formula grants programs administered at the state level with total authorized funding of approximately \$19.3 billion in FY 2002 (including Title I, Public School Choice, Even Start, Comprehensive School Reform, Teachers, Bilingual Education, Innovative Programs, Safe and Drug Free, 21st Century Learning Centers, and Technology) and use such funds for any purpose authorized under any of the programs listed, except that Title I funds must still be targeted to the school level for disadvantaged children.
- 2) States would be freed from most of the requirements of the individual programs. However, if they include Title I in their Performance Agreement, the accountability requirements (including testing) under Title I would still apply.

3) If states or schools fail to meet the terms of the performance agreement they are subject to sanctions, including reverting back to current funding guidelines. The DeMint language tracks the language currently in the Senate bill and was agreed to in a compromise with Senators Frist, Hutchinson, and Kennedy. (30 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Eagle Forum – Supports

Christian Coalition -- Supports

Family Research Council – Supports

American Association of Christian Schools – Supports

Traditional Values Coalition – Supports

Concerned Women for America – Supports

People Advancing Christian Education – Supports

Focus on the Family -- Supports

Hilleary: Prohibits funding for public elementary and secondary schools that discriminate against the Boy Scouts of America in providing equal access to school premises or facilities. (10 minutes)

Chairman Boehner – Supports

RSC – Most if Not All RSC Members Will Likely Support

Eagle Forum – Supports

Christian Coalition – Supports

Family Research Council – Supports

American Association of Christian Schools – Supports

Traditional Values Coalition – Supports

Concerned Women for America – Supports

People Advancing Christian Education – Supports

Focus on the Family -- Supports

Velázquez: Requires that states that exercise the option to require a matching contribution from local entities under the 21st Century Community Learning Grants allow the local entities to meet the matching requirement with in-kind contributions. (10 minutes)

Chairman Boehner – Supports

RSC –Most RSC Members Will Likely Support

Kirk: Sense of Congress that Sections 8002 (Federal Property) and 8003 (Federally Connected Children) of the Impact Aid Program should be fully funded. (10 minutes)

Chairman Boehner – Supports

RSC –No Known Opposition

Hoeffel: Clarifies that localities can spend Title V, Part B (technology) funding to provide leave time to teachers so they can attend technology training classes. (10 minutes)

Chairman Boehner – Does Not Oppose

RSC –Many RSC Members Will Likely Support (Clarification of

Current Authority)

Cox: Notwithstanding any other provision of the Act, total authorizations would be capped at \$20.5 billion representing an 11.5% increase over the amount appropriated last year. Authorizes annual 3.5% increases after Fiscal Year 2002. The current bill authorizes a spending increase of approximately 25%. (20 minutes)

Chairman Boehner – Opposes

RSC – Most if Not All RSC Members Will Likely Support

Concerned Women for America -- Supports

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- *Summaries Based on Information Provide By Sponsor and RSC Staff Analysis*
 - *Chairman Boehner's Position Taken From Education and Workforce Information*
 - *RSC Comments Based on Staff Discussion With Members and Do Not Represent a Formal Position of the Group*
 - *Outside Group Positions Based on Information Forwarded to the RSC*
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The views expressed above may not reflect the views of all Members of the Republican Study Committee.